

The Honorable Kymberly K. Evanson

UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

JAMIL PEREZ, an individual,

Plaintiff,

v.

ALLSTATE FIRE AND CASUALTY
INSURANCE COMPANY, a foreign
insurance company, licensed to do, and doing
business in the State of Washington,

Defendant.

Case No. 2:23-cv-00681-KKE

**STIPULATED MOTION TO DISMISS
CERTAIN CLAIMS WITH
PREJUDICE**

STIPULATION

Pursuant to Fed. R. Civ. P. 41, Plaintiff Jamil Perez and Allstate Fire and Casualty Insurance Company ("Allstate"), by and through their undersigned counsel, hereby stipulate to:

- 1.) Dismiss Plaintiff's bad faith, breach of contract, Insurance Fair Conduct Act, Consumer Protection Act, and WAC violations causes of action (Plaintiff's Second through Seventh Causes of Action, Dkt. #15) with prejudice and without an award of costs or attorneys' fees, and
- 2.) Waive Plaintiff's payment to Defendant of the \$8875.50 in attorney fees ordered by the Court on February 26, 2024. (ORDER granting Defendant's Petition for Attorneys' Fees, Dkt. #39).

STIPULATED MOTION TO DISMISS CERTAIN CLAIMS
(2:23-CV-00681-RAJ) - 1

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1 This stipulation does not affect Plaintiff's remaining alleged UIM contract claim against
2 Allstate.

3 DATED this 14th day of March, 2024.

4 DRIGGS, BILLS & DAY PLLC

FOX ROTHSCHILD LLP

6 /s/ Thomas McPherson

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*Attorneys for Defendant Allstate Fire and
Casualty Insurance Company*

ORDER

Based on the foregoing Stipulation, it is HEREBY ORDERED THAT Plaintiff's bad faith, breach of contract, Insurance Fair Conduct Act, Consumer Protection Act, and WAC violations causes of action (Plaintiff's Second through Seventh Causes of Action, Dkt. #15) are DISMISSED with prejudice and without an award of costs or attorneys' fees, and that plaintiff is relieved from paying Defendants the amount of \$8875.50 in attorneys' fees that was previously ordered by the Court on February 26, 2024.

DATED this 15th of March, 2024.



Kymberly K. Evanson
United States District Judge